

07-28-04

ETW AF 1615 \$B

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Small Entity)**

Docket No.
344-P-16-USA

In Re Application Of: Seth D. Rose

JUL 27 2004

Application No.

09/509,237

Filing Date

March 20, 2000

Examiner

Blessing M. Fubara

Customer No.

Group Art Unit

1615

Confirmation No.

Invention: **METHODS AND COMPOSITIONS FOR IN SITU FORMATION OF PROTECTIVE AND/OR
MEDICATED FILMS ON BODY TISSUE**

COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated **April 29, 2004** finally rejecting Claim(s) **9**.

Applicant is a small entity under 37 CFR 1.9 and 1.27.

☒ Applicant claims small entity status. See 37 CFR 1.27

The fee for this Notice of Appeal is: **\$165.00**

☒ A check in the amount of the fee is enclosed.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☐ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No.


Signature

Dated: **July 27, 2004**

**William H. Drummond
DRUMMOND & DUCKWORTH
5000 Birch Street
Suite 440 East Tower
Newport Beach, CA 92660**

I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

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I hereby certify that the following correspondence:

**Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences (Small Entity);
Appeal Fee \$165.00,***(Identify type of correspondence)*

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July 27, 2004*(Date)*Lynne J. Craig*(Typed or Printed Name of Person Mailing Correspondence)*
*(Signature of Person Mailing Correspondence)*EL 980135967 US*("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**